

**The Department of Labor and Industries**  
**Semi-annual Rules Development Agenda (January 1, 2002 – June 30, 2002)**

WAC CHAPTER	TITLE	AGENCY CONTACT	PROPOSED TIMELINE			DESCRIPTION OF CHANGES
			CR-101	CR-102	CR-103	
DIVISION: INSURANCE SERVICES						
Chapter 296-33 WAC	Attendant Services	Janice Deal 360-902-5369	9/19/01	11/21/01	2/23/02	Proposal that will allow the crime victims' compensation program to continue addressing attendant-service benefits the same as they did before the adoption of WAC 296-20-303, Attendant Services.
WAC 296-20-135	Conversion factors	Tom Davis 360-902-6687	12/19/01	2/20/02	4/17/02	Update the conversion factors used by the department for calculating reimbursement rates for most professional health care and anesthesia services.
WAC 296-23-220	Physical therapy	Tom Davis 360-902-6687	12/19/01	2/20/02	4/17/02	Update the maximum daily reimbursement level for physical therapy services so the department may, if necessary, give cost-of-living increases to affected providers.
WAC 296-23-220	Occupational therapy	Tom Davis 360-902-6687	12/19/01	2/20/02	4/17/02	Update the maximum daily reimbursement level for occupational therapy services so the department may, if necessary, give cost-of-living increases to affected providers.
Chapter 296-17 WAC	General reporting rules, classifications, audit and recordkeeping, rates and rating system for workers' compensation insurance.	Frank Romero 360-902-4835	4/2002	9/2002	11/2002	The purpose of this rulemaking is to: <ul style="list-style-type: none"><li>• Repeal the administrative cap</li><li>• Add the definition of payment agreement; and</li><li>• Modify and clarify other requirements relating to enrollment dates, faxed applications, and annual safety reports.</li></ul>

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Chapter 296-17 WAC	Manual of General Reporting Rules, Classifications, Audit and Recordkeeping, Rates and Rating System for Workers' Compensation Insurance	Ken Woehl 360-902-4775	11/21/01	1/23/02	3/20/02	To amend drywall rules to clarify language and make rules easier to understand.
Chapter 296-14 WAC	Industrial Insurance	Valerie Grimm 360- 902-5005	6/20/01	2/2002	5/2002	This rule making will provide updates to mortality assumptions used to determine pension reserves and actuarial benefit reductions.
Chapter 296-14 WAC	Industrial Insurance	Valerie Grimm 360- 902-5005	10/3/01	2/2002	5/2002	This rule making will provide methods and factors included in the calculation of the worker's wage at the time of injury.
Chapter 296-14 WAC	Industrial Insurance	Valerie Grimm 360- 902-5005	5/2002	8/2002	11/2002	This rule making will provide further potential changes to pension benefit tables, including consideration of an adjusted discount factor, which reflects anticipated investment earnings of the pension reserves.
Chapter 296-20 WAC	Medical Aid	Gary Franklin, MD 360-902-5020	9/19/01	3/2002	5/2002	This rulemaking will determine whether or not an individual's report of pain should be included in the permanent partial disability award.
WAC 296-20-02001	Medical Aid Rules -- Penalties	Gary Franklin, MD 360-902-5020		Expedited rule making 2/15/02	5/15/02	The department may delete this section through the expedited rule making process. It simply refers the reader to Chapter 51.48 RCW.
WAC 296-23-225	Specialty Providers- Work Hardening	Gary Franklin, MD 360-902-5020		Expedited rule making 2/15/02	5/15/02	This section pertains to work hardening services purchased by Insurance Services. This section is duplicated by WAC 296-23-235, Work Hardening. For that reason, one will be deleted and there will be no impact on the purchasing of these services.

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WAC 296-23-170 WAC 296-23-175 WAC 296-23-185	Specialty Providers	Gary Franklin, MD 360-902-5020		Expedited rule making 2/15/02	5/15/02	Repeal sections for duplication.
Chapter 296-19A WAC	Vocational Rehabilitation	Roy Plaeger- Brockway 360-902-5052	12/19/01	To be determined	To be determined	To make technical corrections and modify problem areas in the current rule.
WAC CHAPTER	TITLE	AGENCY CONTACT	PROPOSED TIMELINE			DESCRIPTION OF CHANGES
			CR-101	CR-102	CR-103	
<b>DIVISION: SPECIALTY COMPLIANCE SERVICES</b>						
Chapter 296-127 WAC	Prevailing wage	Rich Ervin 360-902-5310  Josh Swanson 360-902-6411	7/19/00	To be determined	To be determined	The purpose of this rulemaking is to repeal WAC 296-127-018, Coverage and exemptions of workers involved in the production and delivery of gravel, concrete, asphalt, or similar materials.
Chapter 296-150M WAC	Manufactured homes	Josh Swanson 360-902-6411	6/20/01	10/3/01	1/4/02	The purpose of this rulemaking is to: <ul style="list-style-type: none"> <li>• adopt the emergency rules that are in effect (see Washington State Register 01-08-010);</li> <li>• make changes resulting from the enactment of Chapter 335, Laws of 2001 (Engrossed Substitute Senate Bill 5703); and</li> <li>• make other clarifying and housekeeping changes.</li> </ul>
Chapter 296-200A WAC	Contractor certificate of registration renewals -- Security – Insurance	Pete Schmidt 360-902-5571  Josh Swanson 360-902-6411	6/20/01	1/23/02	3/26/02	The purpose of this rulemaking is to: <ul style="list-style-type: none"> <li>• make changes resulting from the enactment of Chapter 159, Laws of 2001 (Substitute Senate Bill 5101);</li> <li>• review the rules for possible substantive changes; and</li> <li>• make clarifying and housekeeping changes.</li> </ul>

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Chapter 296-150C WAC, Chapter 296-150F WAC, Chapter 296-150M WAC, Chapter 296-150P WAC, Chapter 296-150R WAC, Chapter 296-150T, and Chapter 296-150V WAC, Chapter 296-96 WAC, Chapter 296-200A WAC, 296-46A WAC, 296-401B WAC, Chapter 296-104 WAC; and Chapter 296-400A WAC, Chapter 296-200A WAC, Chapter 296-400A WAC	All of the Washington Administrative Codes for Factory Assembled Structures; Safety Regulations and Fees for all Elevators, Dumbwaiters, Escalators and Other Conveyances; Contractor Certificate of Registration Renewals -- Security -- Insurance; Safety Standards - Installing Electric Wires & Equipment -- Administrative Rules; Journeyman Electricians - Certification of Competency; Board of Boiler Rules -- Substantive; and Certification of Competency for Journeyman Plumbers	Josh Swanson 360-902-6411	1/2/02	4/3/02	5/28/02	These rules will be reviewed for possible fee adjustments.
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Chapter 296-400A WAC	Certification of competency for journeyman plumbers	Pete Schmidt 360-902-5571  Josh Swanson 360-902-6411	6/20/01	2/20/02	4/28/02	The purpose of this rulemaking is to: <ul style="list-style-type: none"> <li>• make changes resulting from the enactment of Chapter 281, Laws of 2001 (Engrossed Substitute House Bill 2172);</li> <li>• review the rules for possible substantive changes; and</li> <li>• make clarifying and housekeeping changes.</li> </ul>
Chapter 296-402A and 296-403 WAC	Electrical evaluation/certification laboratory accreditation and Amusement rides or structures	Ron Fuller 360-902-5249  Josh Swanson 360-902-6411	7/18/01	1/2/02	2/9/02	The purpose of this rulemaking is to: <ul style="list-style-type: none"> <li>• make substantive changes to the carnival rules with the assistance of an advisory committee; and</li> <li>• incorporate a policy in order to create a regulatory mechanism to address equipment that is approved by an accredited testing laboratory but may be unsafe and dangerous.</li> </ul>
Chapter 296-125, 296-126, 296-128, 296-131, and 296-133 WAC	Nonagricultural employment of minors; Standards of labor for the protection of the safety, health and welfare of employees for all occupations subject to chapter 49.12 RCW; Minimum wages; Agricultural employment standards; and Procedural rules supplementary to the Health Care Activities Labor Relations Act, chapter 156, Laws of 1972 ex. sess.	Rich Ervin 360-902-5310  Josh Swanson 360-902-6411	To be determined	To be determined	To be determined	Rules may be reviewed for amendments in order to incorporate necessary policy into rule.

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Chapter 296-125 WAC	Nonagricultural employment of minors	Rich Ervin 360-902-5310  Josh Swanson 360-902-6411	9/19/01	To be determined	To be determined	Rules are being reviewed for possible changes to ensure conformity with federal laws pertaining to employment of minors where those laws are more restrictive.
Chapter 296-127 WAC	Prevailing wage	Rich Ervin 360-902-5310  Josh Swanson 360-902-6411	7/19/00	To be determined	To be determined	The purpose of this rulemaking is to: <ul style="list-style-type: none"> <li>• make substantive changes to the scope of work description rules that were adopted July 19, 2000 (WSR 00-15-077) with the assistance of an advisory committee. Clear rule writing principles will be applied to these rules.</li> </ul>
Chapter 296-128 WAC	Minimum wages	Rich Ervin 360-902-5310  Josh Swanson 360-902-6411	12/5/01	1/23/02	2/28/02	Rules are necessary to clarify the requirements for salary basis pay as a result of a Washington State Supreme Court decision [Drinkwitz v. Alliant Techsystems, Inc., 140 Wn 2d 291 (2000)].
Chapter 296-46A WAC and Chapter 296-401B WAC,	Safety standards - - Installing electric wires and equipment -- Administrative rules and Certification of competency for journeyman electricians.	Ron Fuller 360- 902-5249  Josh Swanson 360-902-6411	7/18/01	To be determined	To be determined	The purpose of this rulemaking is to: <ul style="list-style-type: none"> <li>• review the rules for possible changes and to adopt the latest edition of the National Electrical Code.</li> </ul>
Chapter 296-96 WAC	Safety regulations and fees for all elevators, dumbwaiters, escalators and other conveyances	Josh Swanson 360-902-6411	To be determined	To be determined	To be determined	The purpose of this rulemaking is to: <ul style="list-style-type: none"> <li>• make substantive changes to the elevator rules that were adopted on 12/22/00 (see WSR 01-02-026) with the assistance of an advisory committee.</li> </ul>

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Chapter 296-104 WAC	Board of boiler rules -- Substantive	Robert Marvin 360-902-5270  Josh Swanson 360- 902-6411	4/17/02	8/7/02	11/1/02	These rules will be reviewed by the Board of Boiler Rules for possible changes.
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<b>DIVISION: WASHINGTON INDUSTRIAL SAFETY AND HEALTH ACT</b>						
Chapter 296-24 WAC  Chapter 296-62 WAC	General Safety and Health Standards General Occupational Health Standards	Cindy Ireland 360-902-5522 Sally Elliott 360-902-5484	4/26/00	4/02	6/02	To adopt new federal OSHA (Occupational Safety and Health Administration) requirements relating to diptanks and re-write the standard in the new plain language and user-friendly format.
Chapter 296-24 WAC	General Safety and Health Standards	Ken Lewis 360-902-4568 Sally Elliott 360-902-5484	2/21/01	5/22/02	7/02	To revise and adopt requirements relating to machine guarding, while re-writing the standard in the new plain language and user-friendly format.
Chapter 296-24 WAC	General Safety and Health Standards	Kim Rhoads 360-902-5008 Sally Elliott 360-902-5484	2/02	3/02	6/02	To revise and adopt requirements relating to late night retail, while re-writing the standard in the new plain language and user-friendly format.
Chapter 296-28 WAC	Clearance Rules - Railroads in Private Yards and Plants	Kim Rhoads 360-902-5008 Sally Elliott 360-902-5484	8/30/00	2/02	4/02	To review requirements for possible amendments and re-write the standard in the new plain language and user-friendly format.
Chapter 296-45 WAC	Safety Standards for Electrical Workers	Steve Vik 360-902-5516 Sally Elliott 360-902-5485	12/19/01	2/6/02	5/1/02	Clarify the two-man rule in the electrical standard.
Chapter 296-52 WAC	Safety Standards for the Possession and Handling of Explosives	Sally Elliott 360-902-5484	10/19/99	8/1/01	1/23/02	To review for possible updates to the blasting requirements with the assistance of an advisory committee.
Chapter 296-62 WAC	General Occupational Health Standards	Steve Vik 360-902-5516 Sally Elliott 360-902-5484	1/02	3/02	6/02	To revise and adopt requirements relating to chemical hazard control, while re-writing the standard in the new plain language and user-friendly format.

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Chapter 296-62 WAC	General Occupational Health Standards	Jim Hughes 360-902-4504 Sally Elliott 360-902-5484	4/26/00	12/31/01	4/17/02	To review for possible updates to Part R for requirements relating to Emergency Response, while re-writing the standard in the new plain language and user-friendly format.
Chapter 296-62 WAC	General Occupational Health Standards	Jim Hughes 360-902-4504 Sally Elliott 360-902-5484	4/26/00	To be determined	To be determined	To review for possible updates to Part P for requirements relating to Hazardous Waste Operations and Environmental Controls, while re-writing the standard in the new plain language and user-friendly format.
Chapter 296-62 WAC	General Occupational Health Standards	Kim Rhoads 360-902-5008 Sally Elliott 360-902-5484	2/02	3/02	6/02	To revise and adopt requirements relating to Manufacturers Importers and Distributors Hazard Communication, while re-writing the standard in the new plain language and user-friendly format.
Chapter 296-78 WAC	Safety Standards for Sawmills and Woodworking Operations	Jim Hughes 360-902-4504 Sally Elliott 360-902-5484		Expedited rule making 10/24/01	1/23/02	To adopt rules that are at least as effective as OSHA.
Chapter 296-155 WAC	Safety Standards for Construction Work	Steve Vik 360-902-5516 Sally Elliott 360-902-5484	1/17/00	1/23/02	5/1/02	To review for possible updates to Part C for requirements relating to ground personnel exposed to motor vehicles on construction sites.
Chapter 296-155 WAC	Safety Standards for Construction Work	Jim Hughes 360-902-4504 Sally Elliott 360-902-5484	10/24/01	2/6/02	5/1/02	To adopt new federal OSHA (Occupational Safety and Health Administration) requirements relating to Steel Erections.



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Chapter 296-800 WAC	Safety and Health Core Rules	Cindy Ireland 360-902-5522 Sally Elliott 360-902-5484		Expedited rule making 1/23/02	4/02	We will adopt minor changes to the Safety and Health Core Rules that were overlooked in the original adoption.
Chapter 296-24 WAC	General Safety and Health Standards	Steve Vik 360-902-5516 Sally Elliott 360-902-5484	9/20/00	2/6/02	4/17/02	To adopt federal miscellaneous OSHA (Occupational Safety and Health Administration) requirements to be as effective as the federal final rules.
Chapter 296-32 WAC	Safety Standards for Telecommunications					
Chapter 296-36 WAC	Safety Standards - Compressed Air Work					
Chapter 296-37 WAC	Safety Standards for Commercial Diving Operations					

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Chapter 296-45 WAC	Safety Standards for Electrical Workers	Steve Vik 360-902-5516	9-20-00	2-6-02	4-17-02	To adopt federal miscellaneous OSHA (Occupational Safety and Health Administration) requirements to be as effective as the federal final rules.
Chapter 296-54 WAC	Safety Standards - Logging Operations	Sally Elliott 360-902-5484				
Chapter 296-56 WAC	Safety Standards for Longshore, Stevedore and Related Waterfront Operations					
Chapter 296-62 WAC	General Occupational Health Standards					
Chapter 296-67 WAC	Safety Standards for Process Safety Management of Highly Hazardous Chemicals					
Chapter 296-78 WAC	Safety Standards for Sawmills and Woodworking Operations					

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Chapter 296-79 WAC	Safety Standards for Pulp, Paper, and Paperboard Mills and Converters	Steve Vik 360-902-5516 Sally Elliott 360-902-5484	9/20/00	2/6/02	4/17/02	To adopt federal miscellaneous OSHA (Occupational Safety and Health Administration) requirements to be as effective as the federal final rules.
Chapter 296-99 WAC	Safety Standards for Grain Handling Facilities					
Chapter 296-155 WAC	Safety Standards for Construction Work					
Chapter 296-304 WAC	Safety Standards for Ship Repairing, Shipbuilding and Shipbreaking					
Chapter 296-307 WAC	Safety Standards for Agriculture					